## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS MARSHALL DIVISION

DISPLAY TECHNOLOGIES, INC.,	Case No. 2:17-CV-068-JRG-RSP
Plaintiff,	LEAD CASE
v.	JURY TRIAL DEMANDED
ZTE (USA) INC.,	
Defendant.	

DISPLAY TECHNOLOGIES, INC.,

Case No. 2:17-CV-067-JRG-RSP

Plaintiff,

v.

**JURY TRIAL DEMANDED** 

BLU PRODUCTS, INC.,

Defendant.

## STIPULATION OF DISMISSAL

Under Federal Rule of Civil Procedure 41(a), Plaintiff Display Technologies, LLC ("Plaintiff") and Defendant ZTE (USA) Inc. ("ZTE"), through their undersigned counsel, stipulate to the dismissal of all claims in Plaintiff's Complaint in this action with prejudice as to ZTE only, and the dismissal without prejudice of all defenses and counterclaims asserted by ZTE against Plaintiff. Each of Plaintiff and ZTE shall bear its own attorneys' fees and costs.

A proposed order granting this Stipulation is submitted herewith.

Dated: October 9, 2017 Respectfully submitted,

/s/ Scott R. Miller

Scott R. Miller
California Bar No. 112656
smiller@sheppardmullin.com
SHEPPARD, MULLIN, RICHTER &
HAMPTON LLP
333 South Hope Street, 43rd Floor
Los Angeles, California 90071-1422
P: 213.620.1780
F: 213.620.1398

Eric H. Findlay
Texas Bar No. 00789886
efindlay@findlaycraft.com
Findlay Craft PC
102 North College Avenue, Suite 900
Tyler, TX 75702
P: 903-534-1100
F: 903-534-1137

Counsel for Defendant ZTE (USA) Inc.

SMRH:484357273.1 -2-

Dated: October 9, 2017 Respectfully submitted,

/s/ Thomas C. Wright
Thomas C. Wright
Texas State Bar No. 24028146
Alex J. Whitman
Texas State Bar No. 24081210
Cunningham Swaim, LLP
7557 Rambler Road, Suite 400
Dallas, TX 75231
Telephone: (214) 646-1495

Fax: (214) 613-1163

twright@cunninghamswaim.com awhitman@cunninghamswaim.com

Counsel for Plaintiff

## **CERTIFICATE OF SERVICE**

I hereby certify that all counsel of record who have consented to electronic service are being notified of the filing of this document via the Court's CM/ECF system per Local Rule CV- 5(a)(3) on this 9th day of October, 2017.

/s/ Scott R. Miller Scott R. Miller

SMRH:484357273.1 -3-